IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 800 OF 2006
IN
CRIMINAL APPEAL NO. 54 OF 2006

Ganesh Pandurang Awagune ..Applicant

Vs.

The State of Maharashtra ..Respondent

Smt. B.P. Jakhade, Advocte appointed for applicant.
Mr. A.S. Gadkari, APP for State.

CORAM: B.H. MARLAPALLE & R.S. MOHITE,JJ.

Date : February 14, 2007.

P.C.:

1. Heard Smt. Jakhade the learned Advocate appointed for the applicant, who has filed Criminal Appeal No.54 of 2006 against the order of conviction and sentence for the offence punishable under Section 302 of IPC. However, the said appeal is filed belatedly and hence this application for condonation of delay.

2. As per the office note, the appeal is beyond time by 1080 days. The applicant claims that he was

mentally disturbed and has no support from his relations and, therefore, could not engage any advocate to file an appeal. We are satisfied that the delay caused in filing the appeal deserves to be condoned.

3. Hence, this application is allowed and the delay of 1080 days is hereby condoned.

(R.S. Mohite, J.) **(B.H. Marlapalle,J.)**